



**BOARD OF EQUALIZATION  
Legislative Committee Meeting Agenda  
HONORABLE FIONA MA, COMMITTEE CHAIR  
450 N STREET, SACRAMENTO, ROOM 121  
JANUARY 21, 2015 10:00 AM**

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**----- Agenda -----**

**2015 LEGISLATIVE PROPOSALS**

Set forth below are suggestions for legislation to be sponsored by the BOE in the first year of the 2015-16 legislative session (see attachments).

**Property Taxes**

**Suggestion  
Number**

- [1-5](#) Amend Revenue and Taxation Code Section 401.10 to extend for five years the assessment valuation methodology for intercounty pipeline rights-of-way, which are otherwise scheduled to sunset.  
Source: Property and Special Taxes Department  
Revenue Impact: None
- [1-6](#) Amend Revenue and Taxation Code Sections 11292 and 11293 and repeal Sections 11206 and 11294 of the Private Railroad Car Tax Law to change the method of measuring presence in California from car days to mileage.  
Source: Honorable George Runner  
Revenue Impact: Annual \$1.2 million revenue loss

## **BUSINESS TAXES**

### **Suggestion Number**

[2-1](#)

Add Government Code Section 12419.14 and Revenue and Taxation Code Section 6836 to authorize the BOE to enter into a reciprocal agreement with the United States Department of the Treasury's Bureau of the Fiscal Service (BFS) to collect delinquent tax debt owed to the BOE by offset of federal vendor payments. In return, allow the federal government to collect delinquent federal non-tax debt by offset of BOE tax refund and vendor payments.

Source: Sales and Use Tax Department

Revenue Impact: Annual accelerated revenue of \$6.3 million related to state and local sales tax collection

## **BUSINESS TAXES SALES AND USE TAXES**

### **Suggestion Number**

[3-1](#) Add Revenue and Taxation Section 6278 to the Sales and Use Tax Law to impose sales tax on a person's retail sales of vehicles, when the Department of Motor Vehicles determines that person failed to hold a dealer's license required under the Vehicle Code at the time of sale.

Source: Sales and Use Tax Department

Revenue Impact: Unknown revenue increase from retailer reporting requirement

## **BUSINESS TAXES SPECIAL TAXES AND FEES**

### **Suggestion Number**

[4-1](#) Amend Government Code Section 8670.40 to (1) clarify who owes and pays the oil spill prevention fee, (2) exclude from fee imposition and collection petroleum products derived from fee-paid crude oil, and (3) delete the unnecessary oil pipeline operator registration requirement. This proposal also clarifies definitions in the Revenue and Taxation Code.(Housekeeping)

Source: Property and Special Taxes Department

Revenue Impact: None

[4-2](#) Amend Revenue and Taxation Code Sections 7510, 8707, 8714 and 60185 to increase the reinstatement fee on motor vehicle fuel, use fuel and diesel fuel accounts from \$50 to \$100 to adjust for inflation and be consistent with both the Sales and Use Tax Law and the Cigarette and Tobacco Products Licensing Act Law.

Source: Property and Special Taxes Department

Revenue Impact: Negligible

[4-3](#) Amend Revenue and Taxation Code Sections 7360, 8651, and 60050 of the Motor Vehicle Fuel Tax Law, Use Fuel Tax Law, and Diesel Fuel Tax Law, respectively, to specify the effective dates related to state fuel tax rates when triggered by a reduction or elimination of federal fuel taxes. (Housekeeping)

Source: Property and Special Taxes Department

Revenue Impact: None

[4-4](#) Amend Revenue and Taxation Code Sections 41030 and 41032 to change the notification date and method of publicizing the Emergency Telephone Users (911) Surcharge Act rate. Amend Section 42010 to make conforming seller debt provision changes to the Prepaid Mobile Telephony Services (MTS) Collection Act. (Housekeeping)

Source: Legal Department and Property and Special Taxes Department

Revenue Impact: None